

## **RESOLUTION**

To Exchange Land with the State of Minnesota for a Permanent Easement at  
Lincoln Park Middle School

WHEREAS, on February 23, 2010, the Duluth School Board approved Resolution #B-2-10-2737 – Resolution Authorizing the Application for Conveyance of Tax Forfeited Land – New West Middle School at the North Wheeler Site; and

WHEREAS, the St. Louis County Board approved the sale of this land to the School District on June 8, 2010; and

WHEREAS, the County currently manages as part of the State of Minnesota Land Trust a parcel of land adjoining District property acquired by way of its Resolution #B-2-10-2737; and which adjoining Tax Forfeited Land is (.62 acres) under the acreage requirements for said land parcel to be developed thereby returning it to taxable land; and

WHEREAS, the Duluth School District desires a 16 foot wide permanent easement across the State of Minnesota Land Trust land for the purpose of constructing and maintaining a sidewalk connecting the Lincoln Park Middle School to Devonshire Street, the location of which easement is legally described on Exhibit 2 attached hereto; and

WHEREAS, the District will also require a temporary construction easement across said property further described on Exhibit 3 attached hereto to allow for the grading and construction of the sidewalk;

NOW, THEREFORE, BE IT RESOLVED the School Board of Independent School District No. 709 agrees to a land transfer of approximately (.62 acres) as shown on Exhibit 1 attached hereto to the County/State in exchange for the County/State granting a permanent and temporary easement across County land as described on Exhibit 2 and Exhibit 3.

BE IT FURTHER RESOLVED that the School Board authorizes the School Board Chair to execute the documents required for completing and closing these transactions.